

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: William MacLure	Team: Squad #6	CCRB Case #: 201901563	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Sunday, 02/10/2019 6:54 PM	Location of Incident: § 87(2)(b)	Precinct: 61	18 Mo. SOL 8/10/2020	EO SOL 3/27/2021	
Date/Time CV Reported Sun, 02/10/2019 7:21 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Mon, 02/18/2019 12:45 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Andy Heenpella	17785	960651	061 PCT
2. POM Sheldon Maxwell	23090	960089	061 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Andy Heenpella	Abuse: Police Officer Andy Heenpella refused to provide his name to § 87(2)(b)	
§ 87(4-b), § 87(2)(g)		

Case Summary

On February 10, 2019, § 87(2)(b) filed this complaint with the IAB over the phone. This case was received at the CCRB on February 18, 2019.

On February 10, 2019, at approximately 6:54 p.m., at § 87(2)(b), in Brooklyn, § 87(2)(b) called 911 and requested that officers respond because his upstairs neighbors were making too much noise. PO Andy Heenpella and PO Sheldon Maxwell, of the 61st Precinct, responded to the location. PO Heenpella and PO Maxwell refused to speak with § 87(2)(b)'s upstairs neighbors. § 87(2)(b) asked PO Heenpella to write down his name and PO Heenpella refused to do so (**Allegation A: Abuse of Authority**, § 87(2)(g)). PO Heenpella and PO Maxwell left the location. § 87(4-b), § 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

There was no video footage of this incident.

Findings and Recommendations

Allegation (A) Abuse of Authority: Police Officer Andy Heenpella refused to provide his name to § 87(2)(b)

It is undisputed that § 87(2)(b) asked PO Heenpella for his name.

§ 87(2)(b) (Board Review 01) stated that, after providing the officers with a narrative of the incident, he asked PO Heenpella for a pen and paper so that he could write down his name. PO Heenpella refused to provide § 87(2)(b) with a pen and paper. § 87(2)(b) asked PO Heenpella to write his own name down and PO Heenpella refused. PO Heenpella did not otherwise provide his name to § 87(2)(b).

At 02:54 in the intake audio from IAB, § 87(2)(b) spelled the subject officer's name as "Heepolla" and stated that he was reciting this from memory (Board Review 08).

There were no civilian witnesses to this incident.

PO Heenpella (Board Review 02) stated that following the request for his name, § 87(2)(b) asked to use his pen. PO Heenpella told § 87(2)(b) to retrieve a pen from his apartment. § 87(2)(b) obtained either a pen or his phone and recorded PO Heenpella's name and shield number. PO Heenpella verbally provided his information multiple times and spelled out his name to ensure § 87(2)(b) got the information.

PO Maxwell (Board Review 03) stated that PO Heenpella verbally provided his name and shield number to § 87(2)(b). § 87(2)(b) did not ask PO Heenpella to write down his name and shield number, nor did he say that he wanted to personally write down this information.

§ 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

§ 87(4-b), § 87(2)(g)

Civilian and Officer CCRB Histories

- This was the first CCRB complaint to which § 87(2)(b) was a party (Board Review 07).
- PO Heenpella has been a member of the service for three years and has been a subject in four CCRB complaints and eight allegations, none of which were substantiated. ■

§ 87(2)(g)

- PO Maxwell has been a member of the service for three years and has been a subject in four CCRB complaints and five allegations, none of which were substantiated. ■

§ 87(2)(g)

Mediation, Civil and Criminal Histories

- § 87(2)(b) wanted time to consider mediation following his interview, but then became unavailable.
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

Squad No.: _____

Investigator: _____
Signature Print Title & Name Date

Squad Leader: _____
Signature Print Title & Name Date

Reviewer: _____
Signature Print Title & Name Date